

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Leonard Gust v Lenawee County Road Commission**

Docket No. **304142**

L.C. No. **10-003769-CZ**

Christopher M. Murray, Judge, acting under MCR 7.211(E)(2), orders:

The motion for immediate consideration is GRANTED.

The motion to strike appellees' brief is also GRANTED. Appellees' brief is STRICKEN because it impermissibly expands the record on appeal. The record on appeal is confined to the record made in the trial court. MCR 7.210(A)(1); *Coburn v Coburn*, 230 Mich App 118, 121-123; 583 NW2d 490 (1998), rev'd on other grounds, 459 Mich 874, 875 (1998). If appellees file a replacement brief confined to the record made in the trial court within 14 days after the Clerk's certification of this order, the brief shall be considered timely filed. Appellant's reply brief is due within 14 days after service of appellees' replacement brief.



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

August 12, 2011

Date


Chief Clerk